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Attorneys for Defendant-Intervenor
YUHA AVIATAM OF SAN MANUEL NATION,
a federally recognized Indian tribe, also federally recognized as
SAN MANUEL BAND OF MISSION INDIANS

**UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
EASTERN DIVISION – RIVERSIDE**

SAVE OUR FOREST ASSOCIATION,

Plaintiff,

v.

UNITED STATES FOREST SERVICE,

RANDY MOORE, in his official
capacity as Chief of the U.S. Forest

Case No.: 5:24-cv-01336-JGB-DTB

**YUHA AVIATAM OF SAN
MANUEL NATION'S NOTICE OF
MOTION AND MOTION TO
DISMISS**

Service,

CHRISTOPHER FRENCH, in his
official capacity as Deputy Chief for the
National Forest System of the
U.S. Forest Service,

JENNIFER EBERLEIN, in her official
capacity as Regional Forester for the
Pacific Southwest Region of the
U.S. Forest Service,

DANELLE HARRISON, in her official
capacity as Forest Supervisor of the San
Bernardino National Forest of the
U.S. Forest Service,

MICHAEL NOBLES, in his official
capacity as Front Country District
Ranger of the U.S. Forest Service,

Defendants.

YUHA AVIATAM OF SAN MANUEL
NATION, a federally recognized Indian
tribe, also federally recognized as
SAN MANUEL BAND OF MISSION
INDIANS

Defendant-Intervenor.

Hearing Date: November 24, 2025

Hearing Time: 9:00 a.m.

Courtroom: 1

Judge: Hon. Jesus G. Bernal

Action Filed: June 25, 2024

1 TO ALL PARTIES AND THEIR ATTORNEYS:

2 PLEASE TAKE NOTICE that on November 24, 2025, at 9:00 a.m. in
3 Courtroom 1, at the above-entitled Court, located at 3470 Twelfth Street, Riverside,
4 California, the Yuhaaviatam of San Manuel Nation, a federally recognized Indian
5 tribe (previously known as the San Manuel Band of Mission Indians) (the
6 “Nation”), will, and hereby does, move this Court for an order dismissing the action
7 with prejudice based on FRCP 12(b)(7) and 19, on grounds that the Nation is a
8 necessary party that cannot be joined due to its sovereign immunity, and this action
9 cannot proceed in equity and good conscience.

10 This motion is based upon this Notice of Motion; the Memorandum of Points
11 and Authorities in Support of Motion to Dismiss; the Nation’s Request for Judicial
12 Notice and the Exhibits thereto; all the pleadings and records on file; and on such
13 other and further documentary or oral evidence as may be presented at the hearing
14 on this motion.

15 This motion is made following the conference of counsel pursuant to L.R. 7-
16 3 which took place via a series of emails on September 15, 16, 18, 19 and 22,
17 followed by a Zoom video conference on September 26, 2025. Counsel for
18 Plaintiff and Defendants indicated that they intend to oppose the Nation’s motion to
19 dismiss.

20 Through the meet-and-confer process, counsel for Plaintiff and Defendants
21 requested that the Nation move its proposed hearing date for this motion, as well as
22 the briefing schedule for the motion. All parties agreed on the following briefing
23 schedule: opposition brief(s) will be due on or before Monday, October 27, 2025,
24 four weeks before the hearing date. Reply brief(s) will be due November 10, 2025,
25 two weeks prior to the hearing. If the hearing date noticed herein is continue due to
26 the federal government shutdown and the Defendants’ resulting pending motion to
27 stay, the same briefing schedule shall apply relative to the new hearing date to
28 which this motion may be continued: opposition brief(s) shall be due four weeks

Dated: October 9, 2025

By: _____/s_____
Frank R. Lawrence
Law Office of Frank Lawrence
Counsel for Defendant-Intervenor
Yuhaaviatam of San Manuel Nation